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APPLICATION OF

HENRY COUNTY POWER, LLC

CASE NO. PUE-2001-00300

**For a certificate of public convenience and
necessity for electric generation facilities
in Henry County, Virginia**

HEARING EXAMINER'S RULING

June 13, 2002

On May 10, 2001, as supplemented July 5, 2001, Henry County Power, LLC ("Henry County Power" or the "Company") filed an application for a certificate of public convenience and necessity for a new generating facility to be located in Henry County, Virginia. The Company proposes to construct, own and operate a combined-cycle natural gas-fired generating plant consisting of up to four combustion turbines, up to four heat recovery steam generators, and up to two steam turbines. The plant would have a net capacity of up to 1,100 MW and would be capable of operating as a base load generator twelve months a year.

A hearing on the application was held on December 19, 2001. Appearances were entered and evidence was proffered by the Company, Staff, the Virginia Department of Environmental Quality ("DEQ") and the Virginia Department of Game and Inland Fisheries ("DGIF"). Two public witnesses offered testimony at the public hearing.

On June 12, 2002, Henry County Power, by counsel, filed a Motion to Suspend Further Proceedings ("Motion to Suspend"), requesting the Commission to suspend all further proceedings in this case for a period of six months. The Company states that it will review the project and its ability to compete effectively in the wholesale power markets in light of recent events and market developments. This review will take approximately six months to complete.

I find the Motion to Suspend should be granted. Accordingly,

IT IS DIRECTED that all proceedings in this case are suspended pending further ruling.

Howard P. Anderson, Jr.
Hearing Examiner